

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. _____

UNITED STATES OF AMERICA,)	
)	
Petitioner,)	
)	
v.)	CERTIFICATION OF A
)	SEXUALLY DANGEROUS PERSON
RICHARD JOHN GRIFFIS,)	
Register Number 03972-081,)	
)	
Respondent.)	

The United States of America, by and through the United States Attorney for the Eastern District of North Carolina, hereby submits the attached Certification of a Sexually Dangerous Person pursuant to Title 18 U.S.C. § 4248(a).

Respectfully submitted, this 20th day of July, 2007.

George E. B. Holding
United States Attorney

BY: /s/ David T. Huband
David T. Huband
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Civil Division
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Raleigh, NC 27601-1461
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No N.C. Bar No.

CERTIFICATE OF SERVICE

This is to certify that I have this 20th day of July, 2007, served a copy of the foregoing upon the Respondent in this action by placing the documents in an envelope marked as stated below, and providing it to FCC Butner staff to deliver the envelope in hand to:

Richard Griffis
Reg. No.: 03972-081
FCI Butner

and on the same day served a copy of the foregoing by placing a copy in the U.S. Mail, addressed as follows:

Office of the Federal Public Defender
150 Fayetteville Street Mall
Suite 450
Raleigh, North Carolina 27601

/s/ David T. Huband
David T, Huband
Special Assistant U.S. Attorney
Civil Division

CERTIFICATION OF A SEXUALLY DANGEROUS PERSON

(1) I, Anthony A. Jimenez, am Chairperson of the Federal Bureau of Prisons (Bureau) Certification Review Panel, Washington, D.C. Pursuant to 28 C.F.R. § 0.97, the Director of the Bureau has delegated to me the authority to certify persons in Bureau custody as sexually dangerous, as authorized by 18 U.S.C. § 4248(a).

(2) Bureau records reflect the following: Inmate Richard John Griffis, Register Number 03972-081, is in Bureau custody at the Federal Correctional Institution, Butner, North Carolina, in service of a 210-month term of imprisonment following his conviction for Kidnapping, in violation of 18 U.S.C. § 1201, and a concurrent 120-month term of imprisonment, following his conviction for Transporting a Minor for Sexual Activity, in violation of 18 U.S.C. § 2423 (E.D. Wash.) (Case Number CR-92-134-JLQ). His offense conduct included kidnapping a 9-year-old girl and transporting her across state lines, where he took her to various motels and repeatedly fondled her, performed oral sex on her, rubbed his penis against her vaginal area, and forced her to fondle and perform oral sex on him. Additionally, he held the girl at knife-point during a 7-hour standoff with the FBI that culminated in his arrest. Inmate Griffis is also serving a concurrent term of life imprisonment, with a fixed term of 17 years and 6 months, following his conviction for Lewd Conduct

with a Minor under Sixteen, in violation of Idaho Code § 18-1508, in the First Judicial District Court, Kootenai County, Idaho (Case No. CR-F92-79436). His offense conduct included multiple incidents where he forced his girlfriend's 11-year-old son to fondle him. His projected release date is July 24, 2007.

(3) Based on a review of his Bureau records, I certify he is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5), and sexually dangerous to others as defined by 18 U.S.C. § 4247(a)(6). My certification is based on information found in Bureau records which includes, but is not limited to, the following:

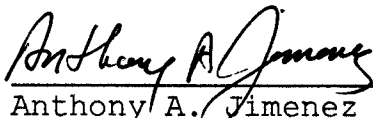
(a) He previously engaged or attempted to engage in sexually violent conduct or child molestation as evidenced by his current offense conduct. Additionally, he was previously convicted of Indecent Liberties in the Superior Court of Snohomish County, Washington (Case No. 86-1-00464-0), in an incident involving his molestation of his younger half-brother.

(b) A limited psychological review indicated the following: Axis I diagnoses of Pedophilia, Sexually Attracted to Both, Nonexclusive Type; Cocaine Dependence, with Physiological Dependence in a Controlled Environment; Hallucinogen Dependence, in a Controlled Environment; Opioid Dependence, with Physiological Dependence in a Controlled Environment;

Cannabis Abuse; Amphetamine Abuse; and Axis II diagnosis of Antisocial Personality Disorder with Borderline Features;

(c) An initial assessment of him using two actuarial risk assessment instruments (Static-99 and Rapid Risk Assessment for Sexual Offense Recidivism (RRASOR)) was conducted. These results, in addition to his current offense conduct, a history of revocation or failure to meet the stipulations of conditional release, non-compliance with supervision and drug treatment while on supervision, early onset of sexual offending, poor general self-regulation and lifestyle instability, significant intimacy deficits or conflict in intimate relationships, attitudes supportive of sexual assault or offending, high potential for relapse of drug/alcohol use, and poor management of negative mood, indicate he will have serious difficulty refraining from sexually violent conduct or child molestation if released.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.



Anthony A. Jimenez

Chairperson
Certification Review Panel
Federal Bureau of Prisons

7/18/07
Date

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. _____

UNITED STATES OF AMERICA,)	
)	
Petitioner,)	
)	
v.)	ORDER
)	
RICHARD JOHN GRIFFIS,)	
Register Number 03972-081,)	
)	
Respondent.)	

At the request of the Director of the Bureau of Prisons, the government has filed a Certification of a Sexually Dangerous Person pursuant to 18 U.S.C. § 4248, in order for this court to hold a hearing to determine whether the Respondent is a sexually dangerous person as defined by 18 U.S.C. § 4247(a) (5).

Respondent, having demonstrated eligibility for appointment of counsel at government expense, the Federal Public Defender IS DIRECTED to provide representation in this action.

The Court further determines that the Respondent is unable to pay the fees of any witness, and pursuant to Federal Rule of Criminal Procedure 17(b) the Clerk shall issue a subpoena for any witness necessary to present an adequate defense to the pending charge or charges.

The Court further ORDERS that the United States Marshal shall serve any subpoenas presented to him in this case by the office of the Federal Public Defender, and shall pay the appropriate fees and expenses to witnesses so subpoenaed.

Pursuant to 18 U.S.C. section 4247(b), the Court ORDERS the government to conduct a psychiatric or psychological examination of Respondent. Pursuant to this section, if the Respondent wishes to request an additional examiner, he shall request such by separate motion to this court.

The Court hereby notifies the parties that this case has been set for Hearing by videoconference at _____ AM/PM on _____ 2007. The hearing shall be held in Courtroom #2, Seventh Floor, of the Terry Sanford Federal Building, 310 New Bern Avenue, Raleigh, North Carolina.

This ____ day of _____, 2007.

W. EARL BRITT
Senior U.S. District Judge